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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 NICKY D. HASHBARGER,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE,

13 Defendant.

No. C10-1376RSL

ORDER REMANDING MATTER TO
COMMISSIONER OF SOCIAL
SECURITY

14 This matter comes before the Court on the Report and Recommendation of the
15 Honorable Mary Alice Theiler, United States Magistrate Judge, and the parties' objections
16 thereto.¹ Having considered the parties' submissions and the remainder of the record, the Court
17 does hereby find and ORDER:

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19 (1) The Court adopts the Report and Recommendation.

20 (2) The final decision of the Commissioner is REVERSED and this case is
21 REMANDED to the Social Security Administration for further proceedings not inconsistent with
22 the Report and Recommendation.


23 (3) On remand, the Commissioner may reevaluate plaintiff's credibility in light of
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26 ¹ Although plaintiff's objections were untimely filed, they have been considered by the Court.

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1 plaintiff's personality disorder and any new evidence presented.

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3 Dated this 22nd day of September, 2011.

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5 Robert S. Lasnik

6 United States District Judge